

REMARKS

In his Action, the Examiner has rejected Claims 1, 3-7 and 9-12 under 35 U.S.C. §103(a) as being obvious over *Torres*, U.S. Patent No. 5,416,901. That rejection is respectfully traversed.

The present Application is a Continued Prosecution Application under 37 C.F.R. §1.53(d) which was filed on March 19, 2001. Thus, the effect of 35 U.S.C. §103(c) is available to the Applicant. The parent of the present Application, U.S. Patent No. 5,874,963 was filed on December 1, 1993, and, on its face, is assigned to International Business Machines Corporation of Armonk, New York. *Torres*, U.S. Patent No. 5,416,901, was filed December 17, 1992, and, on its face, is assigned to International Business Machines Corporation of Armonk, New York. Consequently, at the time the invention was made both *Torres* and the present Application were owned by International Business Machines Corporation.

Consequently, withdrawal of the Examiner's rejection of the claims in this Application over *Torres* is therefore respectfully requested.

No fee is believed to be required; however, in the event any additional fees are required, please charge IBM Corporation Deposit Account No. 09-0461. No extension of time is believed to

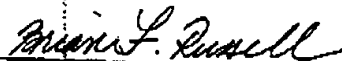
BEST AVAILABLE COPY

Docket No. DA9-92-108B

Page 2

be required; however, in the event any extension is required, please consider that extension requested and please charge any associated fee and any additional required fees to IBM Corporation Deposit Account No. 09-0461.

Respectfully submitted,



Brian F. Russell
Registration No. 40,796
BRACEWELL & PATTERSON, L.L.P.
Suite 350 Lakewood on the Park
7600B North Capital of Texas Highway
Austin, Texas 78731-1168
(512) 542-2100

ATTORNEY FOR APPLICANT(S)

BEST AVAILABLE COPY